



Frederick Rogovy  
<admin@bankruptcysoftware.  
com>

10/07/2005 07:56 PM

To interim\_bk\_rules@ao.uscourts.gov

cc

bcc

Subject Form 8 vs. Procedural Form B200

Rulemeisters:

The recently released Procedural Form B200 states that individual chapter 11, 12 & 13 debtors must file the Official Form 8.

This is a misleading and incorrect instruction. 521(a)(2) specifically says that only Chapter 7 debtors need to file a statement of intention. Accordingly, the Form 8 itself is, was, and always has been, titled "Chapter 7 Individual Debtor's Statement of Intention". And finally what is a chapter 11/12/13 "plan" itself, if not a debtor's statement of intention on steroids? Plans routinely indicate the treatment of secured creditors and leases, and do so in far greater detail than the form 8, hence the reason the statement is needed only in chapters without plans, ie. 7's.

Frederick Rogovy, Attorney at Law  
President

--

Bankruptcy2005  
Gazelle(tm)  
New Hope Software, Inc  
PO Box 1306  
Mercer Island, WA 98040

phone: (206) 232-9247 fax: (206) 232-9586  
e-mail: admin@bankruptcysoftware.com  
web: <http://www.bankruptcysoftware.com>